

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|---------------------------------|---|-------------------------------|
| In re application of: | § | Examiner: Rasha S. Al-Aubaidi |
| Wesley Erhart | § | |
| Serial No.: 10/674,141 | § | Group Art No.: 2614 |
| | § | |
| Filed : September 29, 2003 | § | Attorney Docket No. |
| | § | 16086RRUS01U |
| | § | (H&B 22171.367) |
| | § | |
| For: Internet Trunking Protocol | § | Confirmation No.: 2489 |
| | § | |

DECLARATION UNDER 37 C.F.R. § 1.131

I, Bernard Tiegerman, declare and say that:

1. I am an attorney and am currently employed by Nortel Networks Limited, the Assignee of the above identified patent application. My title is Senior Counsel.
2. Wesley Erhart, the inventor of this application, is no longer employed by Nortel Networks Limited, and all attempts to obtain his cooperation have not been successful. Copies of communications and a memorandum memorializing phone calls are attached as Exhibit H.
3. Upon information and belief, prior to May 23, 2003, Wesley Erhart conceived of the subject matter disclosed and claimed in the above-captioned application.
4. Upon information and belief, from prior to May 23, 2003, to September 29, 2003, the following activities were carried out that clearly establishes diligence in the completion of the subject matter disclosed and claimed in the above-captioned application:
 - a. Upon information and belief, prior to May 23, 2003, Wesley Erhart submitted Invention Disclosure Submission No. 16086RR to Nortel Networks, to which was attached certain disclosure information that served as the basis for the subject matter disclosed in the above-captioned application. See Exhibit A.
 - b. Upon information and belief, prior to May 23, 2003, Randy Mishler of Nortel Networks sent an "Outsourcing Request Form" to the Nortel Network Outsourcing Administrator requesting preparation of a patent application based on Wesley Erhart's Invention Disclosure Submission No. 16086RR. See Exhibit B.
 - c. Upon information and belief, prior to May 23, 2003, John D. Crane of Nortel Networks sent a memorandum to Wesley Erhart with a copy to David McCombs of Haynes and

Boone approving a patent filing on the Internet Trunking Protocol and retaining David

McCombs to prepare the patent application. See Exhibit C.

d. Upon information and belief, on July 28, 2003, Andrew Ehmke of Haynes and Boone sent Wesley Erhart an email with questions related to the preparation of Internet Trunking Protocol patent application. See Exhibit D.

e. Upon information and belief, on September 4, 2003, Andrew Ehmke sent Wesley Erhart an email regarding a draft patent application for the Internet Trunking Protocol and asked for Wesley Erhart's comments. See Exhibit E.

f. Upon information and belief, on September 10, 2003, Andrew Ehmke sent Wesley Erhart an email regarding an edited version of the draft patent application for the Internet Trunking Protocol and asked for Wesley Erhart's comments. See Exhibit G.

g. Upon information and belief, on September 23, 2003, Andrew Ehmke sent Wesley Erhart an email regarding a further revised version of the patent application and related drawings for the Internet Trunking Protocol to Randall Mishler and LuGay Blanscet of Nortel Networks. See Exhibit G.

5. Upon information and belief, during the time period from prior to May 23, 2003 to September 29, 2003, Wesley Erhart's activities regarding the filing of the above-captioned U.S. Patent Application were never suspended the actions taken were to diligently move towards the filing of the application.

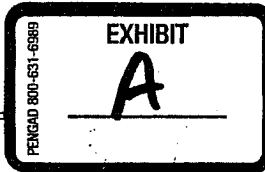
6. Upon information and belief, all of the activities described above occurred in the United States of America.

All statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or document or any patent issuing therefrom.

Signature: Bernard Tiegerman

Date: January 6, 2010

Name: Bernard Tiegerman



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Invention Disclosure Submission Reply

| | | | |
|-------------|----------------------------|-----------|-----|
| Disc No: | 16086RR | Revision: | 1.0 |
| Disc Title: | Internet Trunking Protocol | | |

Inventors

| | | | |
|-------------|---|--|--|
| 173335 1 | HR Name: ERHART, WESLEY RONALD Known As: WESLEY Email: erhart@nortelnetworks.com Mgr First Name: NATHAN Mgr Last Name: JONES Mgr Global ID: 1587399 | Location: 2201 LAKESIDE BLVD RICHARDSON TEXAS 75082-4399 Location Code: RICH2 Dept: 4Q00 Phone: 4447587 Ext Phone: 9726847587 Fax: 9726853492 Ext Fax: 9726853492 MailStop: 99203J20 Citizenship: UNITED STATES | Address: 4427 SAN FERNANDO MCKINNEY, TX UNITED STATES 75070 Phone: 9725402431 |
|-------------|---|--|--|

Attachments

| File Name | File Type | File Size | Comments |
|--|------------------------------|-----------|----------|
| Internet_Trunking_Protocol_(I TP)_Overview.ppt | Microsoft Powerpoint (*.ppt) | | |

<End of Attachments>

| | | | |
|----------------------------------|---------------------|-----------------------------|----------|
| Created by (Name/Inventor) | no | Reviewed by (Name/Inventor) | no |
| Name of Supervisor/Director/Lead | | | |
| LOB | WIRELESS NETWORKS** | Business Unit | GSM/GPRS |
| Conception Date | | | |
| Reviewed by (Name/Inventor) | STEWART MAXWELL | Reviewed by (Name/Inventor) | |
| Reviewed Date | 25 mar 2003 | Reviewed Date | |
| ID | no | | |

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| | |
|---|--|
| No I am not. | |
| Keywords for Search: | |
| VoIP, ITP, Voice over IP | Any VoIP product. For wireless, the UMTS and GSM Media Gateways. |
| Does this invention arise from an arrangement involving an external organization? | |
| no | |
| Is this invention a continuation, amendment, or improvement of an invention? | |
| yes | |

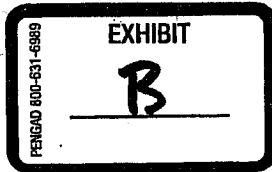
| Technical Information |
|--|
| <p>Brief Description of the Invention:</p> <p>This invention is a new protocol, called the Internet Trunking Protocol (ITP), for efficient voice transmission over Internet Protocol networks. This scheme creates ITP switching nodes, ITP capable hubs, and ITP capable VoIP clients (e.g. SIP Phone).</p> <p>The hubs identify ITP packets and send the ITP packets to the serving ITP switching nodes combining the individual packets into a single IP packet. The ITP switching nodes disassemble the ITP packets and switch the packets to the next hop node. This process repeats switching the ITP packets through the overlaying ITP network to the destined clients.</p> <p>The individual voice packets are identified by local connection identifiers (to each node) that are negotiated during initial packet exchange. Header compression is obtained by combining packets and removing redundant header information once the connection has been established.</p> |
| <p>Problem Solved by the Invention:</p> <p>The Internet Protocol and associated routing nodes are optimized for large packets. Because of latency concerns, voice packets are typically small. Additionally, bandwidth gains from voice compression are not realized in VoIP networks because of the header size to data size ratio is so large.</p> <p>Today's VoIP solution include situations where VoIP clients are directly connected. This yields a many to many connection map that is very difficult to guarantee quality of service and revenue generation. By having circuit services switch through specialized routing nodes, only a limited number of IP paths have to provide conversation level QoS guarantees. Additionally, a network topology is possible by which the service provider can reap the benefits of providing high quality voice services.</p> |
| <p>Solution that has been tried and why it did not work:</p> <p>Several initiatives have been done with RTP including gateway to gateway trunking protocols. This efforts have fallen short because they do not include the end nodes.</p> |

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The problem was addressed by comparing meshed packet networks to hierachal TDM and ATM trunking networks.

Please see the attached file for a high level description of how the invention works.

The commercial value of this invention is high. If Nortel or a competitor provided this invention as viable to the end user VoIP alternative, Nortel or a competitor would provide a means for manageable QoS contracts and service provider revenue generation that would benefit the end user, the ITP service provider, and the end user's ISP.



9724453850 P.04/22

Outsourcing Request Form

Date: _____

File No. 16086RR

To: Outsourcing Administrator

Please outsource the preparation of a patent application for the following invention disclosures(s):

16086RR

I would prefer this application to be prepared by:

of the firm:

HAYNES & Boone

Papers to be sent to the outsource and attached hereto are:

1. Disclosure ☒
2. Disposition Summary - Gist/Value _____
3. Additional materials from the inventor ☒
4. Other specific instructions (see below) _____

Special instructions (e.g., disclosures are to be combined into a single application):

☐ This case absolutely must be filed by _____
☒ This case should be filed by _____ (Default is 3 months.)

Servicing Attorney

I want to see 1) all drafts ☒, 2) the first draft _____, or
3) the final draft _____

PUBLICATION

☐ File Non-Publication Request (To Prevent Publication of the Application at 18 months)

☒ Do Not File Non-Publication Request (To Publish Application at 18 months)

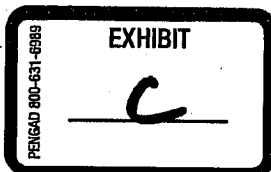
Signature: _____

Nortel Attorney/Agent

Randall Mehler
Intellectual Property Law Group

2100 Lakeside Blvd., MS 468/05/B10
Richardson, TX 75082-4399
Tel 972 685-7098 (ESN 446)
Fax 972 685-3030 (ESN 446)

12:21



9724453850 P.05/22

**NORTEL
NETWORKS™**



Memorandum

NORTEL NETWORKS CONFIDENTIAL &
PRIVILEGED COMMUNICATION

Date
To Wesley Erhart
Copy David McCombs, Haynes & Boone
From John D. Crane
Subject **Invention Disclosure No. 16086RRUS01U**
entitled Internet Trunking Protocol
Target Filing Date:

As previously indicated, the filing of a U.S. patent application for the invention disclosed in the above-subject invention disclosure has been approved.

The Nortel Networks IP Law Group has retained David McCombs at Haynes & Boone to prepare the patent application. You should be contacted by that individual (or a patent professional from that firm) within the next 7 to 10 days to discuss the preparation of the patent application and to develop a schedule for meeting the above-subject target filing date. If there are multiple inventors, that individual will also be contacting them at a later date (prior to the filing of the patent application). You will be working directly with this patent professional and should address any questions or concerns regarding the preparation of the patent application directly with that individual.

As an Inventor who is likely to be named on a U.S. patent application, you have two duties:

1. Provide sufficient information about the invention in the patent application to enable one of ordinary skill in the area of the invention to make and use the invention; and
2. Disclose prior art that is relevant to the patent application.

The patent professional will further discuss both of these duties with you.

In meeting the first listed duty above, it will be very beneficial for you to immediately start gathering any written material you have describing the invention. Design documents, charts, and particularly drawings that represent the invention can generally be used in preparing the patent application. Please compile this information and have it ready for the patent professional. (If such written material does not exist, you will not necessarily be expected to create it, although you will be expected to describe it in detail to the patent professional.

Generally, the patent professional will visit you in person to discuss the particulars of the invention. At that meeting the invention information you have compiled will be particularly beneficial. The patent professional will then prepare a draft patent application that you will have to review. If there are multiple inventors, you and the patent professional will have to decide when during the drafting of the patent application the other inventors should review the application. Before the application can be filed with the United States Patent and Trademark Office (USPTO) every inventor must read and approve the patent application.



How the world shares ideas.

Once each inventor has approved the patent application, each inventor will have to sign a Declaration and Power of Attorney. This document states that each named inventor is an inventor of the invention disclosed and claimed in the patent application and grants permission to Nortel Networks and its patent professionals to represent that inventor before the USPTO with respect to the application. Each inventor will also have to sign an Assignment of their rights in the patent application and invention to Nortel Networks as required by their Employment Agreement with Nortel Networks.

Finally, while the patent application for the invention is a legal document, it is also a technical document. If it is technically deficient in describing the invention, that can impact the validity of the patent that issues from the application. You should therefore feel comfortable with and understand the patent application. If you do not, then please work with the patent professional to make the application technically accurate.

Should questions or comments arise during the preparation of the patent application, please seek to address them with the above-named patent professional. If you do not get an acceptable response, then please feel free to contact me directly.

Let me again remind you that throughout the patent application process, the subject matter of the invention disclosure should continue to be regarded as Nortel Networks Confidential information and should be safeguarded against public disclosure. Any disclosure of the invention to any non-Nortel Networks employee (not subject to a confidentiality agreement) or outside of Nortel Networks prior to the filing of the patent application with a government patent office could compromise Nortel Networks' ability to obtain patent protection for the invention. Accordingly, it is important that you advise me and the above-named patent professional well in advance of any planned public disclosure of the invention. Should any public disclosure of the invention have already occurred, or is planned to occur, please notify us so that appropriate steps can be taken to potentially avoid adverse legal consequences. Thank you.



Ehmke, Andrew S.

From: Wesley Erhart [erhart@nortelnetworks.com]
Sent: Friday, August 01, 2003 9:04 AM
To: Ehmke, Andrew S.
Subject: RE: Patent application: Internet Trunking Protocol

Please find the document attached. The password is the same as on the disk.

I have forgotten the password used on the floppy. If it doesn't work or you have lost the disk, let me know and I will send you the plain version. (I am not sure how much protection to put on transferring these documents).

Regards,

Wes Erhart
 UMTS Wireless Gateway Development
 972.684.7587 (ESN 44-47587)
 2201 Lakeside Blvd.
 Richardson, TX 75082-4399
 The Contents of this Email are Nortel Networks Confidential
 erhart@nortelnetworks.com (erhart@home.com)

-----Original Message-----

From: Ehmke, Andrew S. [mailto:Andy.Ehmke@haynesboone.com]
Sent: Monday, July 28, 2003 3:27 PM
To: Erhart, Wesley [RICH2:TX77:EXCH]
Subject: Patent application: Internet Trunking Protocol

Wes,

I hope things are going well. I had some questions for you on the patent application.

First, the disk that you provided with the presentation was corrupted. Could you email the presentation?

Second, I've been trying to parse out the packet flow example that you provided in the presentation, and while I understand the background of the invention, the packet flow isn't making sense to me.

When I see "IP(T3(C=2))", I interpret that as "This IP packet contains a Type 3 data packet, which means that a connection has been established and the data is actually the voice data, and the Channel is number 2." However, *which* channel is Channel number 2? My understanding is that Channel 2 is the path that connects User 1 to the Hub for this particular communication. Is that accurate?

[Wes] Yes, that is correct.

In this example, are "User 1," "User 2," and "User 3" actually users? Or are they hubs? The way the diagram looks like is that two people (user 1 and user 2) are talking with user 3 at the same time...

[Wes] Yes, they are actual users. User 1 and 2 are talking with 3 at the sametime.

What is the "Destination Channel". For example, in the third row is "IP(T1(C=1, DIP=User 3 IP, DC=2))". I interpret that as "This IP packet contains a Type 1 initialization packet in order to establish a link with User 3's IP Address." However, what does the Destination Channel refer to?

[Wes] The destination channel is user 3's channel. The destination channels are exchange outside of

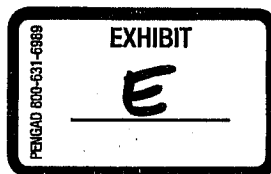
ITP via an unspecified control protocol (e.g. SIP, SDP). User 3 uses this to connect the incoming channel to the correct application.

Also, is that a typo in the 3 line down between User 1 and User 2? It currently reads "IP(T2(C=2))"... should it be Type 3?

[Wes] Yes, that is a typo. I am sorry about that.

Thanks for your help,

-Andy Ehmke
Haynes and Boone, LLP
214-651-5116



Ehmke, Andrew S.

From: Wesley Erhart [erhart@nortelnetworks.com]

Sent: Tuesday, September 09, 2003 8:15 AM

To: Ehmke, Andrew S.

Cc: Wesley Erhart

Subject: RE: Patent application: Internet Trunking
Andrew,

Here are my comments. Overall, I think it looks great. I had a few comments.

0010 UMTS, GSM, and CDMA refers to the traffic type rather than the network type. This invention applies to at least IP and MPLS networks.

0020 I think that the wording here should allow for the case of ITP gateways.

0023 What is the technical meaning of self-aware?

0024 Need to make sure that this is not limited to IPv4. (Should be applicable to IPv6).

0028 "A channel is virtual allocation" -> "A channel is a virtual allocation"

0040 I don't think that an ITP channel needs to be created upon neighbour detection.

0041 Optionally in control protocol outside of ITP is used e.g. SIP, DTAP, BICC

0045 BW allocated can only be checked on the initialization packet. Though there might be some intelligence in the node to monitor BW changes.

Claims:

Need to make sure that the claims apply to any circuit based application (e.g. video, video broadcast, voice, audio streaming, circuit switch data, etc.).

Regards,
Wes.

-----Original Message-----

From: Ehmke, Andrew S. [mailto:Andy.Ehmke@haynesboone.com]

Sent: Thursday, September 04, 2003 2:02 PM

To: Erhart, Wesley [RICH2:TX77:EXCH]

Subject: RE: Patent application: Internet Trunking Protocol

Wes,

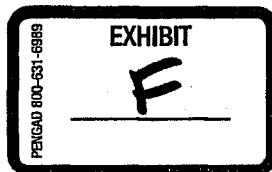
I've finished the first draft of the patent application. I wanted to make sure you had it in your hands before you left out of town.

We wanted to make sure that we filed by the end of the month, and I think we're on track to that.

Please review the application to verify that I accurately captured your invention. If there are minor changes feel free to make them in the document itself. If there additional embodiments or key components that need to be added, please let me know. If you have any questions, please do not hesitate to give me a call.

9/10/2003

-Andy Ehmke
Haynes and Boone, LLP
214-651-5116



Ehmke, Andrew S.

From: Wesley Erhart [erhart@nortelnetworks.com]
Sent: Tuesday, September 23, 2003 7:54 AM
To: Ehmke, Andrew S.
Cc: Wesley Erhart
Subject: RE: Patent application: Internet Trunking
 Andrew,

Please see below. I am sorry that this took so long to get back to you. I filed this email away during my trip and have just managed to catch up.

Thanks,
 Wes.

-----Original Message-----

From: Ehmke, Andrew S. [mailto:Andy.Ehmke@haynesboone.com]
Sent: Wednesday, September 10, 2003 10:14 AM
To: Erhart, Wesley [RICH2:TX77:EXCH]
Subject: RE: Patent application: Internet Trunking Protocol

I incorporated most of your comments, and had some questions on the remainder... Your comments are in green and my responses and questions are in black.

Here are my comments. Overall, I think it looks great. I had a few comments.

0010 UMTS, GSM, and CDMA refers to the traffic type rather than the network type. This invention applies to at least IP and MPLS networks.

Corrected.

0020 I think that the wording here should allow for the case of ITP gateways.

I'm going to add an ITP gateway to the first figure. Where would the best place for it to be?
 [Wes] You could turn 24 into a gateway/switch or hang the gateway off of 24. You probably also want to show the PSTN to the left of the gateway.

0023 What is the technical meaning of self-aware?

I've deleted the term. It did not appear to be necessary.

0024 Need to make sure that this is not limited to IPv4. (Should be applicable to IPv6).

Done.

0028 "A channel is virtual allocation" -> "A channel is a virtual allocation"

Done.

0040 I don't think that an ITP channel needs to be created upon neighbour detection.

When is it created?

[Wes] The channel is created when it is needed to carry data (voice, video, etc.). There is no out of band control channel between the nodes used to create the bearer channel. There might be an out of band channel for neighbour detection and capabilities exchange but this would not be an ITP channel.

0041 Optionally in control protocol outside of ITP is used.e.g. SIP, DTAP, BICC.

I think I implemented this one correctly. I said that "the node sends an initialization packet to a packet-switched network. Optionally, a control protocol, such as SIP, DTAP, or BICC, could be used to send the initialization packet." Is that accurate?

[Wes] I believe that I was refering to the first sentence trying to clarify that the phone call could use any control protocol. (I think that I made things more confusing). It might not be worth adding this.

Are any of the other packets sent using these protocols? The return initialization? FED?

[Wes] No.

0045 BW allocated can only be checked on the initialization packet. Though there might be some intelligence in the node to monitor BW changes.

Is BW checked on the return initialization packet? I would assume yes. But BW is not checked on the FED, correct?

[Wes] Yes, BW is check on the retro initialization packet. (The far end could actually send the initialization first). BW is not checked on FED. The invention does not preclude changing BW requirements mid-call and repeating the BW check on the new requirements. (This is obvious, but maybe we should state it).

Claims:

Need to make sure that the claims apply to any circuit based application (e.g. video, video broadcast, voice, audio streaming, circuit switch data, etc.).

Done.

Regards,
Wes.

-----Original Message-----

From: Ehmke, Andrew S. [mailto:Andy.Ehmke@haynesboone.com]
Sent:
To: Erhart, Wesley [RICH2:TX77:EXCH]
Subject: RE: Patent application: Internet Trunking Protocol

Wes,

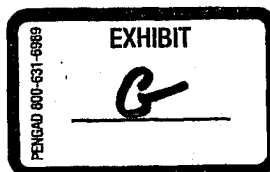
I've finished the first draft of the patent application. I wanted to make sure you had it in your hands before you left out of town.

We wanted to make sure that we filed by the end of the month, and I think we're on track to that.

Please review the application to verify that I accurately captured your invention. If there are minor changes feel free to make them in the document itself. If there additional embodiments or key components that need to be added, please let me know. If you have any questions, please do not hesitate to give me a call.

-Andy Ehmke
Haynes and Boone, LLP
214-651-5116

9/23/2003



Ehmke, Andrew S.

From: Randall Mishler [mishlerr@nortelnetworks.com]
Sent: Thursday, September 25, 2003 2:40 PM
To: Ehmke, Andrew S.
Subject: RE: Patent App. - 16086RRUSO1U
Andrew,

I have reviewed the patent application and have only 1 minor comment. In claims 11-14, "media gateway" should be "internet trunking protocol node" to be consistent with the preamble of claim 10. Otherwise, the application is fine. We will return the POA to your office.

Randy

Randall W. Mishler
Intellectual Property Counsel
Law Department

NORTEL NETWORKS, Inc.
2221 Lakeside Blvd. M/S 99114B40
Richardson, TX 75082
OFC: (972)685-7096 ESN: 445
FAX: (972)685-3850
Mishlerr@nortelnetworks.com

-----Original Message-----

From: Ehmke, Andrew S. [mailto:Andy.Ehmke@haynesboone.com]
Sent: Tuesday, September 23, 2003 2:52 PM
To: Mishler, Randall [RICH1:N237:EXCH]
Cc: blancet@nortelnetworks.com
Subject: Patent App. - 16086RRUSO1U (22171.367)

Randy,

Attached please find the patent application, related drawings, and power of attorney for the invention Internet Trunking Protocol by Wesley Erhart.

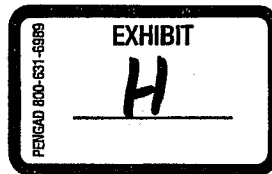
This application is inclusive of comments and corrections received from Mr. Erhart, which is received earlier this morning.

Please contact me if you have any requested revisions or changes. Once the application meets your approval, I will finalize the declaration and related documents for filing.

-Andy Ehmke
Haynes and Boone, LLP
214-651-5116

9/25/2003

haynesboone



MEMORANDUM

To: File (22171.367)
From: Brandi W. Sarfatis
Date: December 31, 2010
Subject: Wesley Erhart

On December 17, 2009, using Yahoo! People Search (<http://people.yahoo.com/>), I located two address/phone number combinations for Wesley Erhart, including a McKinney, Texas, address (phone number 972-540-2431) and a Bellevue, Nebraska, phone address (phone number 402-734-0829). I called the McKinney, Texas, phone number several times on and after December 17, 2009, at different times of the day and each time the phone appeared to be answered by a fax machine; the phone was never answered by a person. I called the Bellevue, Nebraska, phone number several times on and after December 17, 2009, at different times of the day and never got an answer. I also attempted to call a phone number indicated in our files as an alternative to the McKinney, Texas, phone number (972-363-0587). When I called this number, I reached a recording that indicated that the number was not in service.

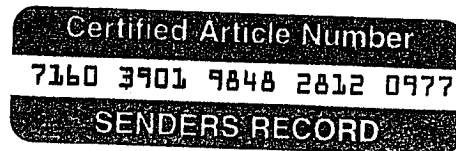
Brandi W. Sarfatis
Direct Phone: (214) 651-5896
Direct Fax: (214) 200-0948
brandi.sarfatis@haynesboone.com

haynesboone

December 7, 2009

Via Certified Mail No. 7160 3901 9848 2812 0977
Return Receipt Requested

Wesley Erhart
2807 Meadowside
McKinney, TX 75071
972-540-2431



Re: Erhart, U.S. Patent Application
Serial No.: 10/674141 Filed: September 29, 2003
Entitled: Internet Trunking Protocol
Our Ref.: 22171.367

Dear Mr. Erhart:

As you may recall, we are handling the above-identified patent application on behalf of Nortel Networks. In this regard, enclosed please find a Declaration under 37 C.F.R. §1.131 that we need to file in connection with the subject application. Please review the enclosed Declaration and, if it is accurate, please sign it and return it to us in the enclosed envelope no later than **December 30, 2009**.

Please do not hesitate to contact me if you have any questions or if you will not be able to return the Declaration by the requested date.

Regards,

A handwritten signature in black ink, appearing to read "Brandi W. Sarfatis".

Brandi W. Sarfatis
Direct Phone: (214) 651-5896
Direct Fax: (214) 200-0948
brandi.sarfatis@haynesboone.com

Enclosures

D-1812324_1.DOC

Haynes and Boone, LLP
Attorneys and Counselors
2323 Victory Avenue, Suite 700
Dallas, Texas 75219
Phone: 214.651.5000
Fax: 214.651.5940
www.haynesboone.com

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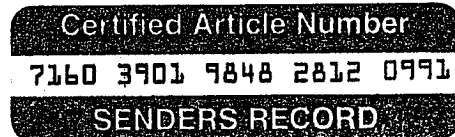
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haynesboone

December 18, 2009

Via Certified Mail #7160 3901 9848 2812 0991
Return Receipt Requested

Wesley Erhart
3420 Gertrude Street #15
Bellevue, NE 68147
(402) 734-0829



Re: Erhart, U.S. Patent Application
Serial No.: 10/674141 Filed: September 29, 2003
Entitled: Internet Trunking Protocol
Our Ref.: 22171.367

Dear Mr. Erhart:

As you may recall, we are handling the above-identified patent application on behalf of Nortel Networks. In this regard, enclosed please find a Declaration under 37 C.F.R. §1.131 that we need to file in connection with the subject application. Please review the enclosed Declaration and, if it is accurate, please sign it and return it to us in the enclosed envelope no later than **December 28, 2009**.

Please do not hesitate to contact me if you have any questions or if you will not be able to return the Declaration by the requested date.

Regards,

A handwritten signature in black ink, appearing to read "Brandi Sarfatis", written over a horizontal line.

Brandi W. Sarfatis
Direct Phone: (214) 651-5896
Direct Fax: (214) 200-0948
brandi.sarfatis@haynesboone.com

Enclosures

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TO: Wesley Erhart
3420 Gertrude Street #15
Bellevue, NE 68147

SENDER: Brandi Sarfatis

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REFERENCE: 22171.367

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HATNER AND DOONE, LLP

PS Form 3800, January 2005

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